

**CONFERENCE COMMITTEE REPORT
DIGEST FOR EHB 1346**

Citations Affected: P.L.28-2004, SECTION 191.

Synopsis: Addiction treatment facilities. Allows certain addiction treatment facilities to be located in a county that is contiguous to a county with an existing facility. **(This conference committee report: (1) removes provisions concerning public pensions and deferred compensation plans; and (2) inserts SECTION 16 from ESB 444 that allows certain addiction treatment facilities to be located in a county that is contiguous to a county with an existing facility.)**

Effective: July 1, 2005.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT:

Your Conference Committee appointed to confer with a like committee from the House upon Engrossed Senate Amendments to Engrossed House Bill No. 1346 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the House recede from its dissent from all Senate amendments and that the House now concur in all Senate amendments to the bill and that the bill be further amended as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT concerning human services.
- 3 Delete everything after the enacting clause and insert the following:
- 4 SECTION 1. P.L.28-2004, SECTION 191, IS AMENDED TO
- 5 READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: SECTION 191.
- 6 (a) As used in this SECTION, "division" refers to the division of mental
- 7 health and addiction.
- 8 (b) Except as provided in ~~subsection (c)~~ **subsections (c) and (d)**,
- 9 notwithstanding IC 12-23-1-6(4), IC 12-23-14-7, and 440
- 10 IAC 4.4-2-1(e), the division may not grant specific approval to be a
- 11 new provider of any of the following:
- 12 (1) Methadone.
- 13 (2) Levo-alpha-acetylmethadol.
- 14 (3) Levo-alpha-acetylmethadol.
- 15 (4) Levomethadyl acetate.
- 16 (5) LAAM.
- 17 (6) Buprenorphine.
- 18 (c) The division may not grant specific approval to be a new provider
- 19 of one (1) or more of the drugs listed under subsection (b) unless:
- 20 (1) the drugs will be provided in a county with a population of
- 21 more than forty thousand (40,000);
- 22 (2) there are no other providers located in the county or in a county

contiguous to the county where the provider will provide the drugs;
and

(3) the provider supplies, in writing:

(A) a needs assessment for Indiana citizens under guidelines established by the division; and

(B) any other information required by the division.

(d) Notwithstanding subsection (c), the division may grant specific approval to be a new provider of one (1) or more of the drugs listed under subsection (b) in a county contiguous to a county in which an existing provider is located if:

(1) the drugs will be provided in a county with a population of more than forty thousand (40,000);

(2) there are no other providers of the drugs listed under subsection (b) in the county in which the provider is seeking approval; and

(3) the provider supplies, in writing:

(A) a needs assessment for Indiana citizens under guidelines established by the division that demonstrates:

(i) a heroin or opiate problem exists in the county in which the provider is seeking approval; and

(ii) a need exists for a heroin or an opiate treatment program in the county; and

(B) any other information required by the division.

~~(d)~~ **(e)** Except as provided in subsection ~~(k)~~, **(l)**, the division shall prepare a report by June 30 of each year concerning treatment offered by methadone providers that contains the following information:

(1) The number of methadone providers in the state.

(2) The number of patients on methadone during the previous year.

(3) The length of time each patient received methadone and the average length of time all patients received methadone.

(4) The cost of each patient's methadone treatment and the average cost of methadone treatment.

(5) The rehabilitation rate of patients who have undergone methadone treatment.

(6) The number of patients who have become addicted to methadone.

(7) The number of patients who have been rehabilitated and are no longer on methadone.

(8) The number of individuals, by geographic area, who are on a waiting list to receive methadone.

(9) Patient information as reported to a central registry created by the division.

~~(e)~~ **(f)** Each methadone provider in the state shall provide information requested by the division for the report under subsection ~~(d)~~: **(e)**. The information provided to the division may not reveal the specific identity of a patient.

~~(f)~~ **(g)** The information provided to the division under subsection ~~(e)~~ **(f)** must be based on a calendar year.

~~(g)~~ **(h)** The information required under subsection ~~(e)~~ **(f)** for calendar year 1998 must be submitted to the division not later than June 30, 1999. Subsequent information must be submitted to the division not

1 later than:

- 2 (1) February 29, 2004, for calendar year 2003;
- 3 (2) February 28, 2005, for calendar year 2004;
- 4 (3) February 28, 2006, for calendar year 2005;
- 5 (4) February 28, 2007, for calendar year 2006; and
- 6 (5) February 29, 2008, for calendar year 2007.

7 ~~(h)~~ **(i)** Failure of a certified provider to submit the information
 8 required under subsection ~~(e)~~ **(f)** may result in suspension or
 9 termination of the provider's certification.

10 ~~(i)~~ **(j)** The division shall report to the governor and the legislative
 11 council the failure of a certified provider to provide information
 12 required by subsection ~~(e)~~ **(f)**.

13 ~~(j)~~ **(k)** The division shall distribute the report prepared under
 14 subsection ~~(d)~~ **(e)** to the governor and legislative council.

15 ~~(k)~~ **(l)** The first report the division is required to prepare under
 16 subsection ~~(d)~~ **(e)** is due not later than September 30, 1999.

17 ~~(l)~~ **(m)** The division shall establish a central registry to receive the
 18 information required by subsection ~~(d)(9)~~ **(e)(9)**.

19 ~~(m)~~ **(n)** **A report distributed under this SECTION to the**
 20 **legislative council must be in an electronic format under IC 5-14-6.**

21 **(o)** This SECTION expires July 1, 2008.

(Reference is to EHB 1346 as printed April 1, 2005.)

Conference Committee Report
on
Engrossed House Bill 1346

Signed by:

Representative Buell
Chairperson

Senator Harrison

Representative Kromkowski

Senator Craycraft

House Conferees

Senate Conferees